



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Russell PHILLIPS et al.

App. No.: 10/021,416

Filed: November 5, 2001

For: Secreted Protein Associated With Depression,
Compositions and Methods of Use Thereof

Docket No.: R-236

Group Art Unit: 1645

Examiner: Unassigned

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID
SEQUENCE DISCLOSURES**

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed September 26, 2002, Applicants submit herewith:

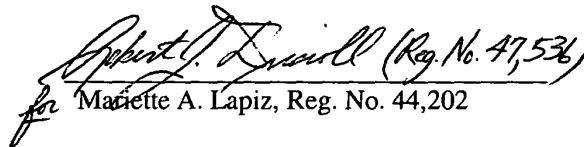
1. A sequence listing on paper and in computer readable format pursuant to 37 C.F.R. §1.821(c) and (e); and
2. A copy of the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures.

The content of the paper and computer readable copies of the sequence listing submitted in this application are the same. Moreover, as the sequence listing merely presents nucleotide and/or amino acid sequences that appeared in the application as originally filed in accordance with 37 C.F.R. §1.821-1.825, no new matter has been introduced into the application.

Accordingly, Applicant respectfully requests the entry of the paper and computer readable forms of the sequence listing into the application.

Date: November 15, 2002

Respectfully submitted,


for Mariette A. Lapiz, Reg. No. 44,202

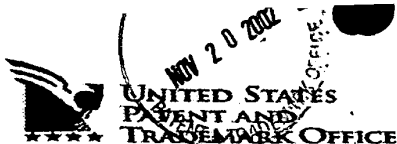
Deltagen, Inc.
740 Bay Road
Redwood City, CA 94063
(650) 569-5168

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence and its listed enclosures are being deposited with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 in an envelope addressed to U.S. Patent and Trademark Office, BOX SEQUENCE, P.O. Box 2327, Arlington, Virginia 22202 on November 15, 2002


Name: Deborah A. Mojarro

11/15/02
Date



Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/021,416	11/05/2001	Russell Phillips	R-236

DELTAGEN, INC.
740 Bay Road
Redwood City, CA 94063

CONFIRMATION NO. 1745

FORMALITIES LETTER



OC00000008862157

Date Mailed: 09/26/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE